



MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF BUENA VISTA, COLORADO

October 12, 2016

Work Session Regarding Community Development Solutions 6:00 PM

Present for the work session: Mayor Pro Tem Phillip Puckett, Trustees Lawanna Best, Mark Jenkins, Duff Lacy, and David Volpe. Town Staff present were Town Administrator Brandy Reitter, Principal Planner Mark Doering, and Town Clerk Janell Sciacca.

Reitter presented a community development solution proposal from SAFEbuilt. She detailed the essential functions of the Planning Department along with feedback received by the Town relative to timely processing, consistency, costs, staff turnover, political influence, professionalism, innovation and community. Reitter advised the Trustees that the majority of the development community is not happy with the current processes. She stated the Town's ultimate goals are innovation, improved customer service, creation of a one-stop-shop, and local control. The proposal is for a Town Building Department through a partnership with SAFEbuilt. Reitter then reviewed the benefits of the proposal, screen shots of the public interface of the Meritage Application System, and examples of reports available through the system. She reported application fees would increase 7-8%, but this would be offset by the level of services provided. This would also be offset by the addition of Code Enforcement services through SAFEbuilt and the elimination of that position and the associated expenses as a Town FTE. The next steps are for the Board to review the proposal, conduct an interview with SAFEbuilt and make a determination to either include this in the 2017 Budget or continue with the current process. The Board generally supported the proposal but agreed input from the County was necessary as well as public outreach and input from the contractor community. Reitter stated that Town was hosting a session with contractors on October 17 and DOLA Representative Christy Culp would be facilitating discussions. Doering added that the functions of the Town Staff would not really change and SAFEbuilt would assume the functions provided by Chaffee County. He stated there are definitely some technological advantages that benefit the Staff, but more importantly provide better and more service to the public. The Work Session ended at 6:56 PM.

CALL TO ORDER :00

A Regular meeting of the Board of Trustees was called to order at 7:02 PM on Wednesday, October 12, 2016 at the Buena Vista Community Center, Pinon Room, 715 E. Main Street, Buena Vista, Colorado by Mayor Pro Tem Puckett.

ROLL CALL :18

Town Clerk Sciacca proceeded with the roll call and declared a quorum.

Present were Trustees Lawanna Best, Mark Jenkins, Duff Lacy, Phillip Puckett and David Volpe.

Town Staff present were Town Administrator Brandy Reitter, Town Attorney Kathryn Sellars, Principal Planner Mark Doering, Planner I Scott Reynolds, Treasurer Michelle Stoke, Public Works Director Greg Maggard, Police Chief Jimmy Tidwell, Fire Chief Dixon Villers, Airport Manager Jill Van Deel, Assistant to the Town Administrator Emily Katsimpalis, IT Director Larry Deffenbaugh and Town Clerk Janell Sciacca.

PLEDGE OF ALLEGIANCE :34

Mayor Pro Tem Puckett led the Pledge of Allegiance.

AGENDA ADOPTION 01:12

Motion #1 by Trustee Lacy and seconded by Trustee Best to adopt the agenda as presented. **Motion carried, 5-0.**

CONSENT AGENDA 01:39

A. Minutes

1. Regular Meeting – September 28, 2016
2. Planning Commission – September 21, 2016
3. Trails – September 6, 2016

B. Police Report

C. Fire Report

Motion #2 by Trustee Best and seconded by Trustee Lacy to approve the Consent Agenda as presented. **Motion carried, 5-0.**

PUBLIC COMMENT 02:00

Richard Rau, 36400 Highway 24 N, spoke against the Vertex Festival citing disturbance of lives and for the care of the townspeople and neighbors.

David Olmstead, 17080 CR 363, spoke against the Vertex Festival citing numerous news headlines regarding drug related deaths and crime at EDM Festivals and stated he was insulted by proposed resolution #95.

Cary Unkelbach, 17080 CR 363, spoke against the Vertex Festival and urged the Trustees to deny resolution #95 citing drug related health and crime issues, disturbance of the peace and adverse health effects. She felt additional questions needed to be asked about the Madison House Presents application and the Board should protect the health, safety and welfare of constituents.

Rikki Swedhin, 18104 Trail West Drive, spoke against the Vertex Festival citing no obvious benefits to the Town and adverse side effects of noise, drugs and crime. Most of the people who live in BV moved here for the peace and quiet and small town country living.

Shari Perkins, submitted a letter on behalf of Alan Seeling, 29275 CR 358A, against the Vertex Festival.

Debbie Martinez, 117 S San Juan, spoke against the Vertex Festival citing negative impacts of drugs and related incidents that occurred during the festival. She reviewed several reported incidents from information obtained from BVPD and the Chaffee County Sheriff's Department and encouraged the Board to consider these things before approving the proposed resolution.

Doug Constance, 116 Windwalker Road, spoke against the Vertex Festival stating he was disappointed in resolution #95 and wondered why the Board had not held their own public hearing for residents to voice concerns. He felt negative impacts on businesses and residents should have been given serious consideration.

Kathy Reinhold, 35315 N Highway 24, spoke against the Vertex Festival citing no positive impact on local businesses, no legal language in the application to ensure local merchants would be taken into consideration and reported deaths and drugs at EDM festivals. She felt the Board decision to support the festival should be based on ethical responsibility to protect the residents and not on whether it will bring money into the Town coffers.

Tom Rollings, 26490 Range Drive, stated there was a very good meeting held on Monday with Staff, Colorado Creates and DOLA regarding the Space to Create grant the Town has applied for. There is a lot of support for the unique project and he felt it would also be positive economically and community spirit wise. Rollings stated that if the Brownfield Report comes back positive, the Pump Track across from the Community Center would be a good area to consider something like this project.

Brent Stinnett, 16225 CR 365A, spoke against the Vertex Festival citing no economic benefit to local businesses, very loud noise, parties and drugs. Stinnett thanked the Buena Vista Police Department for doing a great job of stopping some drugs from getting to the concert.

RESPONSE TO PUBLIC COMMENT 37:25

Mayor Pro Tem Puckett thanked everyone for coming to the meeting and expressing their feelings. He hoped they were all voicing these comments to the Chaffee County Commissioners. Puckett asked Stoke if the August sales tax numbers were in. Stoke replied the State numbers were in and looked really, really good and she expected to have the County numbers within the week. Puckett thanked Rollings for speaking about the Colorado Creates project and meeting.

BUSINESS ITEMS

Presentation from Colorado Lottery of Starburst Award for Buena Vista Square Optimist Splash Park. 40:15

Katsimpalis introduced Kelly Tabor, Media Relations Specialist with the Colorado Lottery, to present the Starburst Award. Tabor stated she drove by BV Square Optimist Splash Park twice and she hoped to see more of them around the State for the benefit of some children that don't get to go camping, hiking, etc. The Park is an excellent use of Lottery Funds and the Town is in good company being one of only 22 winners. The grant was about \$60,000 split between Conservation Trust Funds and GOCO monies. Tabor thanked Emily, GOCO, the Optimists Club and also thanked the Town for applying for grant monies. Tabor presented Mayor Pro Tem Puckett a plaque and photo.

Should the Board of Trustees approve adoption of Resolution #95 entitled "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO PRESENTING THE CHAFFEE COUNTY COMMISSIONERS WITH CONSIDERATIONS REGARDING THE MADISON HOUSE PRESENTS SPECIAL EVENTS PERMIT APPLICATION FOR THE PROPOSED VERTEX MUSIC FESTIVAL 2017, 2018 AND 2019."? 46:00

Mayor Pro Tem Puckett stated the intent of the proposed resolution is not to necessarily list out all the concerns to the Chaffee County Commissioners. It is instead a way to acknowledge that the Town does have a voice and is impacted both good and bad and to formalize this for the Commissioners. Jenkins stated he would not support the resolution and felt it sounded as if it was written by the promoter. Best has heard a lot of comments throughout the community and it was good to hear them again tonight. She added she had visited the creek across from the field where the concert took place and the creek is still filled with beer cans even months after the festival. Best stated she could not support the resolution. Volpe agreed it sounded like acceptance of Vertex as it was and more of a condoning statement. Lacy commented that saying No to this would not stop the Festival from coming. Lacy stated the resolution does rub him wrong in some spots, but people have to remember this was the first year and Madison House Presents (MHP) will try to do better. He reported that some of the Trustees took a tour of the venue and did not see all the things that were talked about by some of the citizens here tonight. The Town cannot exist if it does not grow and smart growth is right. Best inquired about MHP not honoring the signed contract with Town. Reitter replied that in a conference call MHP acknowledged some issues. The individual the Town is working with currently indicated he will make sure the Town benefits and will work with the Town. Puckett agreed that he is not comfortable approving the resolution as written. His main desire with this and anything else communication wise is that the Town have a say because he didn't feel like BV had been asked. Reitter reported she will be attending the County Administrator's Staff Meeting on Monday regarding this matter. 2016 was the first year and sometimes you just don't know so you learn and improve on things the next time. Jenkins asked where the resolution originated and Reitter replied Mayor Benson had drafted it as an attempt for the Town to have say in the conversation. Following additional discussion about amendments to the proposed resolution, a majority of the Board generally agreed to the removal of Whereas sections 1, 5, 6 & 7 and the addition of a final Whereas that the Town recommend the County impose a condition on the Special Events Permit that Madison House Presents complies with all terms and conditions of any agreements entered into with the Town of Buena Vista.

Motion #3 by Trustee Best and seconded by Trustee Lacy to approve Resolution #95 as amended.
Motion carried, 4-1 with Jenkins voting Nay.

PUBLIC HEARING – Should the Board of Trustees approve adoption of Resolution #96 entitled "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO APPROVING A SPECIAL USE PERMIT TO ALLOW FOR AN ACCESSORY DWELLING UNIT (ADU) AT 114 SOUTH SAN JUAN AVENUE, BUENA VISTA, COLORADO."? 01:10:56

Nancy Dolan, applicant, stated that she applied for the SUP in order to build a 2 bedroom, 1.5 bathroom Accessory Dwelling Unit (ADU) in order to increase available rental housing. She stated it will be a long term rental, facilitate infill and be good for both her and the Town. Reynolds presented the Staff Report and reviewed a PowerPoint presentation detailing the specifics of the proposed project.

Mayor Pro Tem Puckett opened the floor to public comment and there being no one wanting to speak, the floor was closed to public comment and the Public Hearing was closed.

Motion #4 by Trustee Best and seconded by Trustee Lacy to approve Resolution #96 as presented with the recommended conditions. **Motion carried, 5-0.**

Should the Board of Trustees approve adoption of Resolution #97 entitled "**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO APPROVING A CONTRACT FOR REPLACEMENT OF A TOWN SERVER.**"? **01:25:46**

Reitter presented providing an overview of the proposed resolution and contract with GovConnection. The 2016 budget does include an amount of \$47,000 to replace Town servers. There are currently two servers – 1 at Town Hall and 1 at Public Works. This will provide faster speeds, create redundancy, improve disaster recovery as well as provide more space for software. Staff recommends approval of the resolution and contract.

Motion #5 by Trustee Lacy and seconded by Trustee Jenkins to approve Resolution #97 as presented. **Motion carried, 5-0.**

Complete Streets Policy Review and Discussion. 01:29:16

Maggard presented and stated he would like input from the Board on what elements are important to them. He will use it to create new cross-sections for the Board to approve and then an overlay will be developed applying the different cross-sections according to where they work with in the Town. Maggard asked the Board to provide feedback by next week.

Presentation of Proposed 2017 Budget and Determination of Public Hearings Schedule. 01:37:11

Reitter presented. She thanked Staff for their hard work and efforts putting the numbers together. She also thanked the Trustees for participating in the Work Session on October 6. Lacy asked to see a "wish" list and Reitter replied it would be provided in the next packet. Lacy asked when the community support applications would be reviewed. Reitter replied they are scheduled for October 26 and would be included in the next packet as well for review by the Board. She advised the Board that there is not as much discretionary money available this year due to the CDOT project commitment and asked the Board to be mindful of that.

Motion #6 by Trustee Best and seconded by Trustee Lacy to set the Public Hearing for October 26, 2016. **Motion carried, 5-0.**

STAFF REPORTS

Town Administrator 01:48:26

- October 24 is Chaffee Commissioners Vertex Public Hearing at the Community Center at 5PM
- Quarterly Strategic Monitoring and Treasurer Reports will be presented October 26
- UDC Steering Committee meeting was held October 6
- Staff is working on the Broadband Strategic Plan RFP which will be posted October 14
- Recreation Master Plan will be presented to Planning Commission and come to Board October 26
- DOLA annual site visit for Main Street group was conducted October 4
- Leadership from the State of Colorado, Colorado Creative Industries, Artspace, and the Office of Economic Development and Internal Trade site visit for Space to Create was Monday, October 10
- Blueprint 2.0 staff is visiting the Economic Vitality Advisory Board on October 18 to discuss marketing, branding and wayfinding

- November 7 will be the public outreach meeting with the development community regarding the Building Department proposal

Town Treasurer 01:58:50

- Notable large expenditures since September 28 were \$35,142 to Chaffee County for paving of Town portion of CR 317 and \$73,036.87 to Sangre De Cristo for decorative highway lights

Public Works Director 02:00:20

- Ivy League is still having problems and Maggard met with Stan Hachman of Ivy League Corp. who said he completely understood the Town's position – The associated letter approved and authorized by the Trustees on September 14 was sent out Monday allowing an 18 month grace period for repairs and replacement of sub-standard infrastructure
- Streets Department is beginning preparations for winter
- Pavement patching bid opening was held October 10
- Working on 5 year plan project
- Winterizing parks and will work on repairs and maintenance over winter
- Beldan Street is done with a bike lane striped between Beldan and Main; Looks like another bike lane on the south side of Cedar which will tie into the sidewalk on Beldan where the pedestrian ramp is also being worked on which will provide for connectivity for the Safe Routes to School
- Limb clean up week held with great participation
- CDOT improvement project is going well with only a few hiccups and the contractor is requesting to work a week or two at night – The associated variance request will be brought to the Board
- The new completion date is the end of June 2017
- The alley behind Subway was graded and Staff is working on the one behind Deerhammer Distillery and CKS tomorrow
- Puckett thanked the Public Works Department for completing the sidewalk across the alley on Beldan stating it looks really good

Airport Manager 02:08:20

- Fuel sales were up even though traffic and airport use was down
- Bell intends to come to BV next year with about 25 people for 4 months
- Agusta Westland paid their bill of \$168,000 and have indicated they intend to return next summer
- An Army Commander has proposed to come to BV with a training program and in exchange for use of the Airport the Army Corps of Engineering would potentially install hardstand and provide the engineering at no cost and may consider constructing a building for the trainings as well
- CCRA is still a finalist with Fusion Aeronautics for possible construction of P-51 replicas
- Another airship company has expressed interest in building a 300x300 facility near the former Carpenter Hangar
- Complete Parachute Solutions were at CCRA a few weeks ago preparing for and filming an expedition to Mt. Everest
- A new flight club is coming to CCRA and will offer mountain flight training
- CCRA is working with Mt. Princeton to bring Avis rental cars to the valley
- Counts for the Airport through October are 4,032 operations, 2,201 persons and over 56,000 gallons of fuel sold

TRUSTEE/STAFF INTERACTION 02:17:02

Lacy inquired if the Board agenda was published in the paper. Reitter stated the Chaffee County Times summarizes the agenda. Lacy stated he had citizens question where the agenda is and he thought it was in the paper. Reitter stated the Town does send it to them, but the paper summarizes it. After additional discussion, Sciacca clarified the Board approves a Resolution at the beginning of the each year designating the posting places and this year those places were designated as Town Hall, the Post Office and the Town website.

Puckett thanked the Police and Fire Departments for conducting a Fire Drill and skit at Avery Parsons Elementary Fire and stated the skit was very much a hit with the children.

The Board reviewed the two fee waiver requests in the packet and Staff was requested to check the dates for the Cub Scout for conflicts and bring the request back to the Board.

Motion #7 by Trustee Best and seconded by Trustee Lacy to approve the fee waiver request for Family and Youth Initiatives. **Motion carried, 5-0.**

A request for a letter of support from Mountain Pact regarding a request to the Federal Government to consider a comprehensive fire funding solution was discussed and the Board generally agreed not to provide a letter at this time.

Best inquired when the Town would get a new City Market.

Jenkins reported that he sat in on the Rec Board meeting and felt there was a new energy with the Board and thanked Brandy and Mark for being there. He felt the Board was trusting the Town more.

Doering reported the Unified Development Code draft will be presented at a joint work session on December 7.

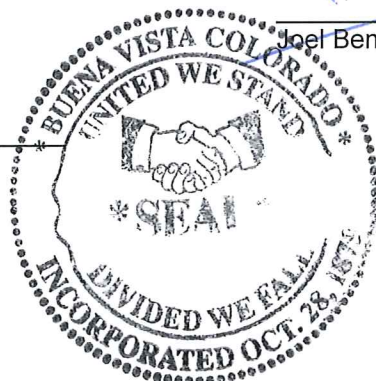
LaSheita Sayer with Zozo Group introduced herself to the Board stating she is part of the public outreach team hired by the Highway 24 project contractor. Maggard reported there will be another kick off meeting in 2017 following the winter shut down. Sayer provided the Board some feedback her team has received and also noted that the boards used at the Open House were posted in the windows of the vacant gas station at Main and Highway 24. Best asked where the Master Plan could be seen. Reitter replied this is available on the Town website. The Board thanked Sayer for coming in to answer questions and provide information.

ADJOURNMENT 02:35:30

Motion #8 by Trustee Best and seconded by Trustee Lacy, noting that there being no further business to come before the Board, declared that the meeting be adjourned at 9:37 PM. **Motion carried, 5-0.**

Respectfully submitted:


Janell Sciacca, CMC
Town Clerk




Joel Benson, Mayor